

Information Concerning Data Protection for Interested Parties and Customers of Bavaria Medizin Technologie GmbH

Pursuant to Art. 13, 14, 21 of the General Data Protection Regulation (GDPR)

In the following, we inform you how and on what grounds we process your personal data and which rights you are entitled to.

1. Who is Responsible for the Processing of Data?

Bavaria Medizin Technologie GmbH

Represented by:

Managing Directors: Knut Sauerteig, Ulrich Winkhaus

Argelsrieder Feld 8, 82234 Wessling, Germany

E-Mail: info.bmt@lubrizol.com

Tel.: +49 (0) 8153 401 0

You can reach our data protection officers by e-mail at dsb.bmt@lubrizol.com or with the following contact information:

Munker Privacy Consulting GmbH

Data Protection Officer

Pähler Straße 5a

82399 Raisting, Germany

Tel.: +49 8807 24447 0

2. Purposes and Legal Grounds

Your personal data is processed in accordance with the provisions of the EU General Data Protection Regulation (hereafter referred to as GDPR), the German Federal Data Protection Act (hereafter referred to as BDSG), and other relevant data protection regulations.

2.1 Consent (Art. 6 Para. 1 Pt. a GDPR)

If you have given us your explicit consent to process personal data in certain cases, the respective consent is the legal ground for the processing mentioned there. You may withdraw your consent at any time, which will affect future processing.

2.2 Carrying out Pre-Contractual Measures and Fulfilling Contractual Obligations (Art. 6 Para. 1 Pt. b GDPR)

We process your personal data to carry out measures and activities as part of pre-contractual relations, in particular for contract negotiations. In addition, your personal data is processed for the purpose of carrying out our contracts with you, in particular as part of our processing of orders and the use of your services.

2.3 Fulfillment of Legal Obligations (Art. 6 Para. 1 Pt. c GDPR)

We process your personal data to the extent that this is legally required to fulfill commercial and tax law record-keeping obligations or otherwise on the grounds of legal standards (e.g. pursuant to the German Money Laundering Act).

2.4 Protection of Our Legitimate Interests or Those of a Third Party (Art. 6 Para. 1 Pt. f GDPR)

We may also process your personal data on the basis of a balancing of interests in order to protect our legitimate interests or those of a third party. This is done for the following purposes:

- for the comparison with European and international anti-terrorism lists if this exceeds statutory requirements;
- for the further development of services and products as well as existing systems and processes;
- for obtaining information and exchanging data with credit agencies if this exceeds our commercial risk;
- for the disclosure of personal data as part of due diligence (catalog of obligations), e.g. in the event of sales of companies;
- for the enhancement of our data through research and use of publicly available data;
- for statistical evaluations or for market analyses;
- for benchmarking;
- for internal and external investigations and/or security audits;
- for ensuring and exercising our householder's rights through appropriate measures (e.g. video surveillance);
- for the enforcement of our rights and defense of unjustified claims in case of a legal dispute with you.

3. Categories of Personal Data Processed by Us

The following categories of data are processed:

- Data about your person (e.g. name, nationality, occupation/line of work),
- Contact data (e.g. address, e-mail address, telephone number),
- Bank data (e.g. account number),
- Tax data (e.g. VAT ID number),
- Information about your financial situation (e.g. credit rating data),
- Register information and other data from public sources (e.g. Internet, media, the press, commercial registers and associations, register of residence, register of debtors, land registry).

4. Who Receives Your Data?

We pass on your personal data to those within our company who require the data to fulfill contractual and legal obligations or to implement our legitimate interests.

Moreover, the following may receive your data:

- Contract processors (Art. 28 GDPR) and contract services used by us for supporting business activities, e.g. in the areas of IT services, logistics and printing services, archiving, document processing, data destruction services, purchasing/procurement, media technology, tax and auditing, courier services;
- Public bodies and institutions where there is a legal or official obligation according to which we are required to disclose data;
- Bodies and institutions due to our legitimate interest or the legitimate interest of the third party for the purposes mentioned in Section 2.4 (e.g. to authorities, credit agencies, debt collectors, lawyers, courts, assessors).

5. Transfer of Your Data to a Recipient in a Third Country or to an International Organization

A data transfer to third countries (countries outside the European Economic Area - EEA) takes place only to the extent that this is required to carry out a contract with our customer (e.g. payment orders) or you have given us your consent or this is otherwise legally permissible. In this case, we take measures to ensure the protection of your data; for example, by means of contractual provisions. We transfer exclusively to recipients who ensure the protection of your data pursuant to the regulations of the GDPR for the transfer to third countries (Art. 44 to 49 GDPR). The processing of your data in a third country is also done in connection with the use of services as part of processing orders.

In the absence of a decision by the EU Commission on an appropriate level of data protection in the country in question, we ensure pursuant to Art. 46, 47 GDPR that your personal data, rights and freedoms are appropriately protected and guaranteed with the recipient by means of binding corporate data protection rules, contracts or other legally provided guarantees, unless pursuant to Art. 49 GDPR there is a legal exception to compliance with the appropriate level of protection.

Within the corporation (The Lubrizol Corporation), a respective Intercompany Data Transfer Agreement has been concluded.

6. How Long Do We Save Your Data?

To the extent required, we process your personal data for the duration of our contractual relationship with you.

Moreover, we are subject to various retention and documentation requirements, which result from the legal framework. The periods of retention or documentation are up to ten years after the end of the contract.

Finally, the retention period is also determined by statutory limitation periods, which, for example, in accordance with paragraphs 195 and onward of the German Civil Code (BGB), are usually three years, but in certain cases can be up to thirty years.

7. To What Extent is there Automated Decision-Making in Individual Cases (Including Profiling)?

No purely automated decision-making processes are used by us in accordance with Art. 22 GDPR. Should we use such processes in individual cases, we will inform you separately of such.

8. Scope of Your Obligations to Provide Us with Your Data

You need only provide us with the data required for the establishment and carrying out of a contractual relationship with us, which we are legally obliged to collect or entitled to collect in order to protect legitimate interests. You are not obliged to provide personal data. Without such data, however, the proper carrying out of the contract would not be possible, which could ultimately result in the refusal to conclude a contract or the termination of a contract. Insofar as we request additional data from you, you will be informed separately of the voluntary nature of providing the information.

9. Rights of Data Subjects

You have the right:

- pursuant to Art. 15 GDPR to request information about your personal data processed by us. In particular, you may request information about the purposes of the processing, the category of the personal data, the categories of the recipients to whom your data has been or will be disclosed, the envisaged duration that the data will be saved, the existence of a right to rectify, erase, restrict or object to the processing, the existence of a right to lodge a complaint, the origin of your data if not compiled by us, as well as the existence of automated decision-making including profiling and information concerning such if applicable;
- pursuant to Art. 16 GDPR to request immediately the rectification of inaccurate or incomplete personal data saved by us;
- pursuant to Art. 17 GDPR to request the erasure of your personal data saved by us, as long as the processing is not required for exercising the right to freedom of expression and information, for fulfilling a legal obligation, for reasons of public interest or for establishing, exercising or defending legal claims;
- pursuant to Art. 18 GDPR to request the restriction of processing of your personal data if the accuracy of the data is disputed by you, if the processing is unlawful, you refuse its deletion and we no longer require the data, you require it for establishing, exercising or defending legal claims, or you have lodged a complaint to the processing pursuant to Art. 21 GDPR;
- pursuant to Art. 20 GDPR to receive your personal data that you have provided to us in a structured, commonly used and machine-readable format or to request its transfer to another controller;
- pursuant to Art. 7 para. 3 GDPR to withdraw your consent given to us at any time. As a consequence, we are not permitted to continue the data processing, which was based on this consent, in future.

If you want to assert one of these rights, please contact us or our data protection officers.

Information About Your Right to Object Pursuant to Art. 21 GDPR

You have the right to object to the processing of personal data concerning you that is carried out on the grounds of Art. 6 para. 1 pt. f GDPR (data processing to protect legitimate interests) or Art. 6 para. 1 pt. e GDPR (data processing for tasks carried out in the public interest).

If you object, we will no longer process your personal data, unless we can prove compelling reasons for the processing which are worthy of protection and which outweigh your interests, rights and freedoms, or unless the processing serves for establishing, exercising or defending legal claims.

Information About Your Right to Withdraw Pursuant to Art. 7 Para. 3 GDPR

Insofar as we process your personal data for specific purposes on the grounds of your consent, you have the right to **withdraw your consent** at any time pursuant to Art. 7 para. 3 GDPR. After receiving your withdrawal, we will stop processing your data for the purposes for which you have given us your consent. The legality of the processing before receipt of your withdrawal remains unaffected.

Please take notice that the **withdrawal takes effect for the future** only. Processing that took place before the withdrawal is not affected.

Objection to Processing for Purposes of Direct Marketing

In the case of data processing for direct marketing, you have the right to object at any time to the processing of personal data concerning you for the purpose of such marketing, including profiling, insofar as it is connected with such direct marketing.

If you object to processing for direct marketing purposes, we will no longer process your personal data for these purposes.

The objection can be made without filling out a form and should be addressed to:
dsb.bmt@lubrizol.com or to the contacts given in the imprint.

10. Your Right to Lodge a Complaint with the Supervisory Authority

You have a right of lodge a complaint with the data protection supervisory authority if you believe that the processing of your data violates the GDPR (Art. 77 GDPR). The supervisory authority responsible for us is:

Bayerisches Landesamt für Datenschutzaufsicht, Promenade 18, 91522 Ansbach, Germany. Tel.: +49 (0) 981 180093 0, E-mail: poststelle@lda.bayern.de